

IN THE CLAIMS

Please amend the claims as follows:

1. (Original) A network-based commerce system including:
 - i. a processor coupled to a memory through a bus; and
 - ii. an auction price-setting process executed from the memory by the processor to cause the processor to automatically publish at least one of a proxy bid information and a reserve price if a high proxy bid is less than the reserve price, the proxy bid information and the reserve price being associated with a listing for an item during an auction price-setting process.
2. (Original) The network-based commerce system of claim 1, wherein the auction price-setting process further causes the processor to automatically retract publication of the proxy bid information upon the high proxy bid exceeding the reserve price.
3. (Original) The network-based commerce system of claim 1, wherein the auction price-setting process further causes the processor to facilitate a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing.
4. (Original) The network-based commerce system of claim 1, wherein the publication is performed during the auction price-setting process.
5. (Original) The network-based commerce system of claim 1, wherein the publication is performed after the auction price-setting process.
6. (Original) The network-based commerce system of claim 1, wherein the auction price-setting process further causes the processor to automatically notify a buyer when the reserve price is published.

7. (Original) The network-based commerce system of claim 1, wherein the publication includes publishing for view by a specific bidder only.
8. (Currently Amended) A network-based commerce system for facilitating a network-based auction price-setting process, the network-based commerce system including:
 - i. a processor coupled to a memory through a bus; and
 - ii. an auction price-setting process executed from the memory by the processor to cause the processor to facilitate an exchange of at least one of a proxy bid information of a buyer and reserve price information of a seller if a high proxy bid is less than the reserve price, the at least one of the proxy bid information and the reserve price information being associated with a listing utilizing the auction price-setting process.
9. (Currently Amended) The network-based commerce system of claim 8, wherein the at least one of the proxy bid information and the reserve price information are automatically exchanged upon conclusion of the auction price-setting process.
10. (Currently Amended) The network-based commerce system of claim 8, wherein the at least one of the proxy bid information and the reserve price information are automatically exchanged during the auction price-setting process.
11. (Currently Amended) The network-based commerce system of claim 8, wherein the auction price-setting process further causes the processor to automatically invite at least one of the seller and the buyer to exchange the at least one of the proxy bid and the reserve price information.
12. (Currently Amended) The network-based commerce system of claim 11, wherein at least one of the buyer and the seller is automatically invited to exchange the at least one of the proxy

bid and the reserve price information when a proxy bid associated with the seller and the reserve price are within a predetermined proximity of each other.

13. (Original) The network-based commerce system of claim 12, wherein the predetermined proximity is within twenty percent of each other.

14. (Original) The network-based commerce system of claim 8, wherein the exchange of information is a secured exchange of information.

15. (Original) The network-based commerce system of claim 11, wherein the invitation is indicated in the listing.

16. (Original) The network-based commerce system of claim 11, wherein the invitation is indicated in the listing before the auction price-setting process.

17. (Original) The network-based commerce system of claim 11, wherein the invitation is indicated in the listing after the auction price-setting process.

18. (Currently Amended) The network-based commerce system of claim 8, wherein the exchange is performed by automatically publishing at least one of the at least one of the proxy bid information and the reserve price information.

19. (Original) The network-based commerce system of claim 8, wherein the auction price-setting process further causes the processor to facilitate a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing.

20. (Original) The network-based commerce system of claim 8, wherein the auction price-setting process further causes the processor to notify automatically the buyer when the reserve price has been published.

21.-25 (Canceled)

26. (Original) A network-based commerce system including:

- i. a means for automatically publishing at least one of a proxy bid information and a reserve price if a high proxy bid is less than the reserve price, the proxy bid information and the reserve price being associated with a listing for an item in an auction price-setting process; and
- ii. a storage means, coupled to the means for automatically publishing, for storing the proxy bid information and the reserve price.

27. (Currently Amended) The network-based commerce system of claim 26, further including:

- i. a means for automatically retracting publication of the at least one of the proxy bid information upon the high proxy bid exceeding the reserve price, the means for retracting coupled to the storage means.

28. (Original) The network-based commerce system of claim 26, further including:

- i. a means for facilitating a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing, the means for facilitating coupled to the storage means.

29. (Original) A network-based commerce system for facilitating a network-based auction price-setting process, the method including

- i. a means for facilitating an exchange of proxy information of a buyer and reserve price information of a seller, the proxy information and the reserve price information being associated with a listing of an item utilizing the auction price-setting process; and

- ii. a storage means, coupled to the means for facilitating, for storing the proxy information.

30. (Original) The network-based commerce system of claim 29, wherein the proxy information and the reserve price information are automatically exchanged upon conclusion of the auction price-setting process.

31. (Original) The network-based commerce system of claim 29, wherein the proxy information and the reserve price information are automatically exchanged during the auction price-setting process.

32.-33. (Canceled)

34. (Currently Amended) A machine-readable medium having instructions to cause a machine to perform a ~~method to facilitate operation of a network-based commerce system, the~~ method including:

- i. automatically publishing at least one of a proxy bid information and a reserve price if a high proxy bid is less than the reserve price, the proxy bid information and the reserve price being associated with a listing for an item during an auction price-setting process.

35. (Original) The machine-readable medium of claim 34, further including:

- i. automatically retracting publication of the proxy bid information upon the high proxy bid exceeding the reserve price.

36. (Original) The machine-readable medium of claim 34, further including:

- i. facilitating a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing.

37. (Original) The machine-readable medium of claim 34, wherein the publication is performed during the auction price-setting process.
38. (Original) The machine-readable medium of claim 34, wherein the publication is performed after the auction price-setting process.
39. (Original) The machine-readable medium of claim 34, further including:
- i. automatically notifying a buyer when the reserve price is published.
40. (Original) The machine-readable medium of claim 34, wherein the publishing includes publishing for view by a specific bidder only.
41. (Original) A machine-readable medium having instructions to cause a machine to perform a method of facilitating a network-based auction price-setting process, the method including
- i. facilitating an exchange of proxy information of a buyer and reserve price information of a seller, the proxy information and the reserve price information being associated with a listing utilizing the auction price-setting process.
42. (Original) The machine-readable medium of claim 41, wherein the proxy information and the reserve price information are automatically exchanged upon conclusion of the auction price-setting process.
43. (Original) The machine-readable medium of claim 41, wherein the proxy information and the reserve price information are automatically exchanged during the auction price-setting process.
44. (Original) The machine-readable medium of claim 41, further comprising:
- i. automatically inviting at least one of the seller and the buyer to exchange the proxy and the reserve price information.

45. (Original) The machine-readable medium of claim 44, wherein at least one of the buyer and the seller is automatically invited to exchange the proxy and the reserve price information when a proxy bid associated with the seller and the reserve price are within a predetermined proximity of each other.

46. (Original) The machine-readable medium of claim 45, wherein the predetermined proximity is within twenty percent of each other.

47. (Original) The machine-readable medium of claim 41, wherein the exchange of information is a secured exchange of information.

48. (Original) The machine-readable medium of claim 44, wherein the invitation is indicated in the listing.

49. (Original) The machine-readable medium of claim 44, wherein the invitation is indicated in the listing before the auction price-setting process.

50. (Original) The machine-readable medium of claim 44, wherein the invitation is indicated in the listing after the auction price-setting process.

51. (Original) The machine-readable medium of claim 41, wherein the exchange is performed by automatically publishing at least one of the proxy information and the reserve price information.

52. (Original) The machine-readable medium of claim 41, further including:
i. facilitating a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing.

53. (Original) The machine-readable medium of claim 41, further including:
- i. notifying automatically the buyer when the reserve price has been published.
- 54.-58. (Canceled)
59. (Currently Amended) A method ~~to facilitate operation of a network-based commerce system, the method~~ including:
- i. automatically publishing at least one of a proxy bid information and a reserve price if a high proxy bid is less than the reserve price, the proxy bid information and the reserve price being associated with a listing for an auction price-setting process.
60. (Original) The method of claim 59, further including:
- i. automatically retracting publication of the proxy bid information upon the high proxy bid exceeding the reserve price.
61. (Original) The method of claim 59, further including:
- i. facilitating a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing.
62. (Original) The method of claim 59, wherein the publication is performed during the auction price-setting process.
63. (Original) The method of claim 59, wherein the publication is performed after the auction price-setting process.
64. (Original) The method of claim 59, further including:
- i. automatically notifying a buyer when the reserve price is published.

65. (Original) The method of claim 59, wherein the publishing includes publishing for view by a specific buyer only.

66. (Original) A method of facilitating a network-based auction price-setting process, the method including

- i. facilitating an exchange of proxy information of a buyer and reserve price information of a seller, the proxy information and the reserve price information being associated with a listing utilizing the auction price-setting process.

67. (Original) The method of claim 66, wherein the proxy information and the reserve price information are automatically exchanged upon conclusion of the auction price-setting process.

68. (Original) The method of claim 66, wherein the proxy information and the reserve price information are automatically exchanged during the auction price-setting process.

69. (Original) The method of claim 66, further comprising:

- i. automatically inviting at least one of the seller and the buyer to exchange the proxy and the reserve price information.

70. (Original) The method of claim 69, wherein at least one of the buyer and the seller is automatically invited to exchange the proxy and the reserve price information when a proxy bid associated with the seller and the reserve price are within a predetermined proximity of each other.

71. (Original) The method of claim 70, wherein the predetermined proximity is within twenty percent of each other.

72. (Original) The method of claim 66, wherein the exchange of information is a secured exchange of information.

73. (Original) The method of claim 69, wherein the invitation is indicated in the listing.
74. (Original) The method of claim 69, wherein the invitation is indicated in the listing before the auction price-setting process.
75. (Original) The method of claim 69, wherein the invitation is indicated in the listing after the auction price-setting process.
76. (Original) The method of claim 66, wherein the exchange is performed by automatically publishing at least one of the proxy information and the reserve price information.
77. (Original) The method of claim 66, further including:
- i. facilitating a request for an adjustment of a fixed price offer associated with a listing for an item utilizing the auction price-setting process, the request to be sent to a seller of the listing.
78. (Original) The method of claim 66, further including:
- i. notifying automatically the buyer when the reserve price has been published.
- 79.-83. (Canceled)